

MESSAGE NO: 6095202 MESSAGE DATE: 04/05/2006

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 2101202
MESSAGE #
(s):

CASE #(s): A-421-807

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/01/2003 TO 10/31/2004

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: RESCISSION OF ADMIN REV OF HOT-ROLLED CARBON STEEL FLAT PRODUCTS
FROM THE NETHERLANDS (A-421-807) LEGAL PROCEEDING NOW COMPLETE. LIQ ALL
ENTRIES ALL FIRMS

MESSAGE NO: 6095202

DATE: 04 05 2006

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 2101202

REFERENCE DATE: 04 11 2002

CASES: A - 421 - 807

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PERIOD COVERED: 11 01 2003 TO 10 31 2004

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: RESCISSION OF ADMIN REV OF HOT-ROLLED CARBON STEEL FLAT
PRODUCTS FROM THE NETHERLANDS (A-421-807) LEGAL
PROCEEDING NOW COMPLETE. LIQ ALL ENTRIES ALL FIRMS

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON
CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM THE
NETHERLANDS A-421-807, COVERING THE PERIOD 11/1/2003 THROUGH
10/31/2004, HAS BEEN RESCINDED AT THE REQUEST OF THE
PETITIONER.

YOU ARE TO ASSESS ANTIDUMPING DUTIES ON THIS MERCHANDISE

ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE

PERIOD LISTED BELOW AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS
THE NETHERLANDS

A-421-807

PERIOD: 11/1/2003 THROUGH 10/31/2004

LIQUIDATE ALL ENTRIES FROM ALL FIRMS

2. NOTICE OF THE LIFTING OF THE SUSPENSION OF LIQUIDATION OF ENTRIES OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE DID NOT OCCUR WITH THE PUBLICATION OF THE RESCISSION OF THE ADMINISTRATIVE REVIEW. SEE NOTICE OF RESCISSION OF ANTIDUMPING DUTY ADMINISTRATIVE REVIEW: CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM THE NETHERLANDS, 70 FR 21738, (APRIL 27, 2005).

IN ITS NOTICE OF RESCISSION (70 FR 21738) THE DEPARTMENT INDICATED IT WOULD NOT ISSUE LIQUIDATION INSTRUCTIONS UNTIL THE PRELIMINARY INJUNCTION ISSUED BY THE COURT OF INTERNATIONAL TRADE ON MARCH 19, 2002 IS LIFTED. SEE MESSAGE NUMBER 2101202 FOR NOTIFICATION OF INJUNCTION. AS THE LEGAL PROCEEDING TO WHICH THAT INJUNCTION APPLIED IS NOW COMPLETE, AND BECAUSE NO OTHER INJUNCTIONS APPLY TO THE PERIOD 11/1/2003 THROUGH 10/31/2004, THE DEPARTMENT IS NOW ISSUING THESE LIQUIDATION INSTRUCTIONS FOR THE PERIOD 11/1/2003 THROUGH 10/31/2004.

THIS E-MAIL MESSAGE CONSTITUTES THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR ALL FIRMS AND MERCHANDISE LISTED ABOVE DURING THE INDICATED PERIOD.

YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION

778 REQUIRES THAT CBP PAYS INTEREST ON OVERPAYMENTS. OR ASSESSES INTEREST ON UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

4. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO

LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY 07:DC).

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party